

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Council Chambers
7500 Odawa Circle
Harbor Springs, MI 49740
August 20, 2015

Closed Session: yes

Call to Order: 9:12 a.m.

Opening Ceremony: Beatrice A. Law

Council Present: Secretary Julia Shananaquet, Councilor Bill A. Denemy,
Councilor Beatrice A. Law, Councilor Aaron Otto, Councilor Winnay Wemigwase

Absent at time of Roll Call: Treasurer Marcella Reyes, Councilor John Keshick,
Councilor Naganashe

Legislative Office Staff Present: Legislative Office Manager Michele Portman
LaCount Sr Financial Analyst Stella Kay

Executive Officials and Staff Present: Tribal Chairman Regina Gasco Bentley,
Tribal Administrator Albert Colby, Jr., Chief Financial Officer Carrie Carlson

Public: Waasey Wemigwase, Howard Martell, Andrew Stich, Cathy Bradley

Invited Guests: Ziibimijwang Corporate Charter Inc. Regina Brubaker-Carver

Motion made by Councilor Wemigwase and supported by Councilor Denemy to
adopt the agenda of August 20, 2015 as amended.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to
approve the minutes of the Regular Meeting held on August 6, 2015, as
corrected.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
Councilor Naganashe)

Motion carried.

Executive Updates

Discussion Items: Power Outage and need for power backup, up-coming Murray
Rd power outage, Chairperson attending Chippewa Ottawa Resource Authority,
Robinson Rd to be completed shortly, Send card to Lydia Hoffer, Appellate

1 nomination forthcoming. Tribal Chairperson will bring forward issues concerning
2 Loop Road (Northern Design Group).

3 Tribal Council members and staff mentioned need to present nomination for
4 Chief Judge, Locked doors for planned program events, Need for response from
5 Directors regarding various e-mails.

6
7 Motion made by Councilor Law and supported by Councilor Wemigwase to
8 acknowledge the verbal report and August 2015 Executive Oversight Report as
9 presented by Tribal Administrator Albert Colby, Jr., on August 20, 2015.

10 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
11 Councilor Naganashe)

12 Motion carried.

13
14 **Legislative Leader Report** - Position is currently vacant.

15
16 **Secretary Report:**

17 The following Tribal Council adopted/approved documents were delivered/signed
18 by the Executive:

- 19
20 • Tribal Resolution #080615-01; Water Service to Odawa Economic
21 Development Management, Inc. (OEDMI) Leased property.
22 Delivered to the Executive Department on 08-07-15.
23 Signed on 08-10-15.
24
25 • Tribal Resolution #080615-02; Appropriation for Natural Resources
26 Department (NRD) Tree Purchase in the amount of \$943.00
27 Delivered to the Executive Department on 08-07-15.
28 Signed on 08-10-15.

29
30 **Vetoes:** None

31
32 **Phone Polls:** None

33
34 **Discussion Items:** National Congress of American Indians attendance

35
36 Motion made by Councilor Law and supported by Councilor Denemy to accept
37 Secretary Shananaque's verbal report as presented on August 20, 2015.

38 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
39 Councilor Naganashe)

40 Motion carried.

41
42 Motion made by Secretary Shananaquet and supported by Councilor Law to
43 reschedule the October 20 Work Session and the October 22, 2015 Regular
44 meeting Date to October 27, 2015 and October 29, 2015.

45 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
46 Councilor Naganashe)

47 Motion carried.

1
2 **Treasurer Report:** (table until afternoon session)

3 **Tribal Council Travel Reports:**

4
5 **Tribal Council Reports:**

6 Discussion: Recycling Center. Public Relations opportunity for Tribe. More
7 research needed on the cost of maintaining and researching space for recycling.
8 Tribal Administrator Albert Colby, Jr., will approach Waste Management
9 regarding costs and tentative plans to relocate.

10
11 Motion made by Secretary Shananaquet and supported by Councilor Otto to
12 acknowledge the Recycling Center discussion as presented by Councilor Otto on
13 August 20, 2015.

14 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
15 Councilor Naganashe)

16 Motion carried.

17
18 **Tribal Council Committee Reports:**

19
20 **Agriculture Assessment Work Group** (Table until afternoon session)

21
22 **Land and Reservation Committee**

23 Motion made by Councilor Wemigwase and supported by Secretary
24 Shananaquet to accept the verbal report of the Land and Reservation Committee
25 as presented by Councilor Law and Councilor Otto.

26 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
27 Councilor Naganashe)

28 Motion carried.

29
30 **Legal Legislative Committee** - No report

31
32 **Ethics Committee** (Adhoc Ethics Committee)

33 Case: 082914-01.

34 Motion made by Secretary Shananaquet and supported by Councilor Denemy to
35 accept the verbal report of the Ethic's Committee as presented by Councilor Otto,
36 Committee Chairperson.

37 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
38 Councilor Naganashe)

39 Motion carried.

40
41 **10:28 a.m.** Break

42 **10:43 a.m.** Resume

43
44 **Legislative Office Reports:**

45
46 **Sr. Financial Analyst Report**

1 Motion made by Secretary Shananaquet and supported by Councilor Law to
2 accept Sr. Financial Analyst Stella Kay's verbal and written report as presented
3 on August 20, 2015.

4 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
5 Councilor Naganashe)

6 Motion carried.

8 **Legislative Services Attorney Report**

9 Special Note: Special thank you to Elder's who participated in Interviews
10 conducted by Hogen Adams PLLC.

11
12 Motion made by Secretary Shananaquet and supported by Councilor Denemy to
13 accept Legislative Services Attorney Budnick's verbal report as presented on
14 August 20, 2015.

15 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
16 Councilor Naganashe)

17 Motion carried.

19 **11:45 a.m. Public Comment Opens**

- 20 • Citizen Andrew Stich commented on broken tractor at farm, missing Tribal
21 Council Travel Reports

22 **11:48 a.m. Public Comment Closes**

23
24 **Enjinaaknegeng** – No report

26 **Legislative Office Manager**

27 Motion made by Secretary Shananaquet and supported by Councilor
28 Wemigwase to accept Legislative Office Manager LaCount's verbal and written
29 report as presented on August 20, 2015.

30 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
31 Councilor Naganashe)

32 Motion carried.

33
34 **12:02 p.m. Lunch Break**

35 **1:31 p.m. Meeting Resumes**

37 **Corporate Charter/Enterprise Board Reports**

38
39 **Gaming Enterprise Board** – No report

41 **Ziibimijwang, Inc., 2015 2nd Quarter Report.**

42 Motion made by Councilor Law and supported by Secretary Shananaquet to
43 acknowledge receipt of the Ziibimijwang, Inc., 2015 2nd Quarter Report as
44 presented by Board Chairperson Regina Brubaker Carver on August 20, 2015.

45 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
46 Councilor Naganashe)

47 Motion carried

1
2 **2:12 p.m.** Break

3 **2:25 p.m.** Resume

4
5 **Action Items – Motions**

6
7 Motion made by Councilor Wemigwase and supported by Councilor Denemy to
8 approve travel for Treasurer Marcella Reyes to attend the United Tribes of
9 Michigan and Tribal/State Summit with Governor Snyder, September 23, 2015 in
10 Lansing Michigan.

11 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
12 Councilor Naganashe)

13 Motion carried.

14
15 Motion made by Councilor Law and supported by Councilor Wemigwase to
16 approve the Feasibility Study for the Development of the Ziibimijwang Farm for
17 the Little Traverse Bay Bands of Odawa Indians as Completed by Kristine
18 Parsons, PE - Seven Generations Architecture & Engineering, LLC.

19 Vote: 4-Yes, 1-No (Secretary Shananaquet) , 0-Abstained, 3–Absent (Treasurer
20 Reyes, Councilor Keshick, Councilor Naganashe)

21 Motion carried.

22
23 Motion made by Councilor Law and supported by Councilor Wemigwase to
24 approve Councilor Keshick's reimbursement for attendance at the Chippewa
25 Ottawa Resource Authority meeting August 20, 2015 and to approve Councilor
26 Keshick attendance at September 23, 2015 Chippewa Ottawa Resource
27 Authority meeting Traverse City, Michigan.

28 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
29 Councilor Naganashe)

30 Motion carried.

31
32 Motion made by Councilor Wemigwase and supported by Councilor Law to
33 approve Tribal Council travel to Michigan Indian Legal Services 40th Anniversary
34 Celebration Fundraiser and United Tribes of Michigan meeting in Mount Pleasant
35 Michigan October 13-14 2015.

36 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
37 Councilor Naganashe)

38 Motion carried.

39
40 Motion made by Councilor Law and supported by Councilor Denemy to approve
41 the site plan for the Mackinaw City Casino, dated July 29, 2015 and designate
42 the use of the building labeled "Administration Building" to be used by Odawa
43 Casino Resort and LTBB Law Enforcement as recommended by the Land and
44 Reservation Committee.

45 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
46 Councilor Naganashe)

47 Motion carried

1
2 Motion made Councilor Wemigwase and supported by Councilor Law to approve
3 the site plan for placement of the sanitary sewer control structure and generator
4 on Lears Road, dated August 4, 2015 as recommended by the Land and
5 Reservation Committee.

6 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
7 Councilor Naganashe)

8 Motion carried.

9
10 Motion made by Councilor Wemigwase and supported by Councilor Law to
11 approve the site plan for relocation and placement of the Odawa Casino Resort
12 sign on Lears Road, dated August 5, 2015 as recommended by the Land and
13 Reservation Committee.

14 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
15 Councilor Naganashe)

16 Motion carried.

17
18 Motion made by Councilor Law and supported by Councilor Wemigwase to
19 approve Certified Motion #082015-01; Request for Funding from the National
20 Endowment for the Humanities Scholarly Editions and Translations Dictionarium
21 Gallico-Otaoaku[m] Translation.

22 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
23 Councilor Naganashe)

24 Motion carried.

25
26 Motion made by Councilor Wemigwase and supported by Councilor Law to
27 approve Certified Motion #082015-02; Request for Fund from the Bureau of
28 Indian Affairs FY 2015 Conservation Law Enforcement OfficersVote: 5-Yes, 0-
29 No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor
30 Naganashe)

31 Motion carried

32 Motion made by Councilor Law and supported by Councilor Wemigwase to
33 approve Certified Motion #082015-03; Request for Funding from Indian Health
34 Services Division of Behavioral Health - Office of Clinical and Preventative
35 Services Methamphetamine and Suicide Prevention Initiative Behavioral Health
36 Suicide Early Intervention and Prevention Program.

37 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
38 Councilor Naganashe)

39 Motion carried.

40
41 Motion made by Secretary Shananaquet and supported by Councilor Otto to
42 approve Certified Motion #082015-04; Request for Funding from the Michigan
43 Department of Health and Human Services Public Health Preparedness and
44 Emergency Response FY 2016.

45 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
46 Councilor Naganashe)

47 Motion carried.

1
2 Motion made by Councilor Law and supported by Councilor Otto to approve
3 Certified Motion #082015-05; Contract Renewal with the U.S. Department of
4 Health and Human Services Indian Health Services-Sanitation Program Well &
5 Septic Contract 2015.

6 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
7 Councilor Naganashe)

8 Motion carried.

9
10 Motion made by Secretary Shananaquet and supported by Councilor
11 Wemigwase to approve Certified Motion #082015-06; Funding from the United
12 States Department of the Interior Bureau of Indian Affairs P.L. 93-638 Annual
13 Funding Agreement FY 2016 Contract.

14 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
15 Councilor Naganashe)

16 Motion carried.

17
18 Motion made by Councilor Wemigwase and supported by Secretary
19 Shananaquet to approve Certified Motion #082015-07; Request for Funding from
20 the Substance Abuse and Mental Health Services Administration, Center for
21 Substance Abuse Prevention Strategic Prevention Framework Partnerships for
22 Success Grants SPRING Project Annual Continuation.

23 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
24 Councilor Naganashe)

25 Motion carried.

26
27 Motion made by Councilor Wemigwase and supported by Councilor Law to
28 approve Certified Motion #082015-08; Request for Funding from the Indian
29 Health Services Division of Behavioral Health-Office of Clinical and Preventive
30 Services Domestic Violence Prevention Initiative.

31 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
32 Councilor Naganashe)

33 Motion carried.

34
35 Motion made by Councilor Law and supported by Councilor Wemigwase to
36 approve Proposal of Michigan Department of Natural Resources Sturgeon
37 Harvest, Black Lake and its Tributaries dated August 6, 2015.

38 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
39 Councilor Naganashe)

40 Motion carried.

41
42 Motion made by Secretary Shananaquet and supported by Councilor Otto to
43 approve the Legislative Office to secure back ground report on Denise Petoskey
44 based on interviews conducted for Gaming Enterprise Board.

45 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
46 Councilor Naganashe)

47 Motion carried.

1
2 Motion made by Councilor Law and supported by Councilor Otto to approve the
3 Legislative Office to secure back ground report on Billie Jo Head based on
4 interviews conducted for Gaming Enterprise Board.

5 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick,
6 Councilor Naganashe)

7 Motion carried.
8

9 Motion made by Councilor Law. to approve the Legislative Office to secure back
10 ground report on Linda Gasco based on interviews conducted for Gaming
11 Enterprise Board.

12 Motion fails due to lack of support.
13

14 2:55 p.m. Councilor Keshick arrives
15

16 Motion made by Councilor Law and supported by Councilor Otto to assign Roger
17 Borton to a 5 year term beginning August 20, 2015 ending August 20, 2020 for
18 the Odawa Economic Development Management, Inc. and to reflect the
19 assignment within the OEDMI Corporate Charter documents.

20 Vote: 4-Yes, 2-No (Councilor Keshick, Secretary Shananaquet), 0-Abstained, 2–
21 Absent (Treasurer Reyes, Councilor Naganashe)

22 Motion carried.
23

24 **3:02 p.m. Public Comment open:**

- 25 • Citizen Bea Law spoke on behalf of Citizen Catherine Bradley requesting
26 that Tribal Council rescind Tribal Motion 122213-01 LTBB Employee
27 Handbook Annual COLA Adjustment as received from the Executive.

28 **3:05 p.m. Public Comment closes**
29

30 **Agriculture Assessment Work Group**

31 Discussion: Tractor Maintenance
32

33 Motion made by Secretary Shananaquet and supported by Councilor Law to
34 accept the verbal report of the Agriculture Ad-hoc Work Group as presented by
35 Councilor Keshick, Committee Chairman.

36 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Treasurer Reyes, Councilor
37 Naganashe)

38 Motion carried.
39

40 Motion made by Councilor Law and supported by Councilor Wemigwase to
41 authorize Hogen Adams, PLLC to file the Complaint for Declaratory and
42 Injunctive Relief in the United States District Court, Western District Of Michigan
43 – Southern Division, regarding the 1855 Reservation as recommended by the
44 Land and Reservation Committee.

45 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Treasurer Reyes, Councilor
46 Naganashe)

47 Motion carried.

1
2 **Action Items: Roll Call Votes**

3 Motion made by Councilor Law and supported by Councilor Wemigwase to adopt
4 Tribal Resolution: Authorizing Odawa Homecoming Jiingtamok / Pow-Wow
5 Committee to Carryover Funds.

6 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,
7 Councilor Naganashe-absent, Councilor Otto-yes, Councilor Wemigwase-yes,
8 Treasurer Reyes-absent, Secretary Shananaquet-yes
9 Motion carried.

10
11 **Other Items of Business**

12
13 **Treasurer Report:** No report

14 Motion made by Councilor Law and supported by Councilor Denemy to amend
15 the agend to include Closed Session for Legal.

16 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Treasurer Reyes, Councilor
17 Naganashe)

18 Motion carried.

19
20 3:19 p.m. Motion made by Councilor Law and supported by Councilor Otto to go
21 into closed session for legal.

22 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Treasurer Reyes, Councilor
23 Naganashe)

24 Motion carried.

25
26 3:29 p.m. Motion made by Secretary Shananaquet and supported by Councilor
27 Law to return to open session.

28 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Treasurer Reyes, Councilor
29 Naganashe)

30 Motion carried.

31
32 **Adjournment**

33 3:29 p.m. Motion made by Secretary Shananaquet and supported by Councilor
34 Denemy to adjourn meeting.

35 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Treasurer Reyes, Councilor
36 Naganashe)

37 Motion carried.

38
39 **Next Scheduled Meeting**
40 **September 3, 2015**

41
42 Please contact the Legislative Office at 231-242-1403 or 231-242-1404 for
43 additional updates and clarifications of these minutes as presented.

44
45 These Minutes have been read and approved as written (or) corrected: (delete
46 either the word “written” or “corrected” as pertains to how the minutes were
47 approved.)

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2
3
4
5

Julia A. Shananaquet, Tribal Council Secretary

Date

DRAFT